

TITLE 312 NATURAL RESOURCES COMMISSION

Emergency Rule
LSA Document #11- **443** (E)
DIGEST

Temporarily adds noncode provisions to govern the regulation of carbon dioxide transmission pipelines under P.L.150-2011 (SEA 251-2011). Effective August 15, 2011.

SECTION 1. This document assists in implementation of IC 14-39.

SECTION 2. In addition to the definitions contained in IC 14-8, IC 14-39, and 312 IAC 1, the following definitions apply to this document:

- (1) "Certificate of authority" means a certificate of authority, under IC 14-39, to operate a carbon dioxide transmission pipeline in Indiana.
- (2) "Division" refers to the division of oil and gas established under IC 14-9-4-1(15).
- (3) "Division director" refers to the director of the division.

SECTION 3. The division shall:

- (1) Develop forms reasonably required for use by a carbon dioxide transmission pipeline company in applying for a certificate of authority.
- (2) Ensure an application for a certificate of authority satisfies the requirements of IC 14-39-1-4.
- (3) Exercise necessary caution to avoid public disclosure of trade secrets or confidential and proprietary information designated under IC 14-39-1-5(a).
- (4) Ensure public notice and public participation requirements of IC 14-39 are met with respect to any application for a certificate of authority, including the conduct of a public information meeting under IC 14-39-1-4(d).
- (5) Ensure that not later than ninety (90) days after the completion of a public information meeting held under IC 14-39-1-4(d), the department shall notify the applicant in writing of an agency action under IC 14-39-1-4(e).

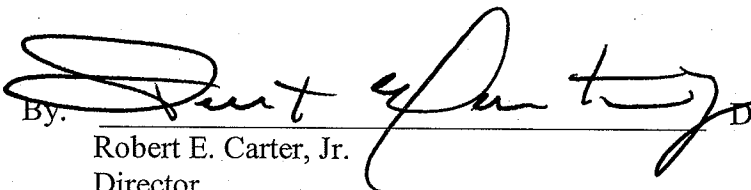
SECTION 4. Subject to IC 14-10-2-3, the division director shall issue any order appropriate to the department's implementation of IC 14-39 and this document.

SECTION 5. THIS DOCUMENT TAKES EFFECT AUGUST 15, 2011.

Rule Signature Page

Rule #: LSA #11- 443(E)
Agency: Natural Resources Commission
Subject: CO² Pipeline Temporary Rule

ADOPTED:

By:  Date: 8/2/2011
Robert E. Carter, Jr.
Director
Department of Natural Resources

ACCEPTED FOR FILING:

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